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ALL-INDIA RADIO :

In 1953 an extent of land measuring 72 grounds and 88 square feet in R.S. Nos. 990/1 and 2344/1 of Mylapore, Madras has been leased to the All-India Radio for a period of 30 years from 1950 subject to the usual conditions governing such leases which include the right of resumption of the land.

APPENDIX II.

[Vide item II on page 170 supra.]

L.A. BILL NO. 11 OF 1961.

(As passed by the Assembly)

A Bill further to amend the Land Acquisition Act, 1894, *in its application to the State of Madras.*

WHEREAS it is expedient further to amend the Land Acquisition Act, 1894 (Central Act I of 1894), in its application to the State of Madras;

BE it enacted in the Twelfth Year of the Republic of India as follows :—

1. *Short title, extent and commencement.*—(1) This Act may be called the Land Acquisition (Madras Amendment) Act, 1961.

(2) It extends to the whole of the State of Madras.

(3) It shall come into force on such date as the State Government may, by notification, appoint; and different dates may be appointed for different areas.

2. *Definition.*—In this Act, unless the context otherwise requires, "housing scheme" means any State Government scheme the purpose of which is increasing house accommodation and includes any scheme by a local authority, company or body corporate for such purpose undertaken with the previous sanction of the State Government.

3. *Sections* 23 *and* 24 *of Central Act I of* 1894 *to apply with certain modifications in respect of acquisition of lands for housing schemes.*—Where any land is acquired for the execution of any housing scheme, the Land Acquisition Act, 1894 (Central Act I of 1894), as in force in the State of Madras, shall apply subject to the following modifications, namely :—

(1) In section 23 of the said Act,—

(*a*) in sub-section (1),

(i) for clause *first*, the following clause shall be substituted, namely :—

"*first*, the market value of the land at the date of the publication of the notification under section 4, sub-section (1), or an amount equal to the average market value of the land during the five years immediately preceding such date, whichever is less;"

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(ii) in clause *fifthly*, the word "and" occurring at the end shall be omitted;

(iii) in clause *sixthly*, the word "and" shall be added at the end; and

(iv) after clause *sixthly*, the following clause shall be added, namely :—

"*seventhly*, the use to which the land was put at the date of the publication of the notification under section 4, sub-section (1)."

(*b*) in sub-section (2), for the words "fifteen per centum", the words "five per centum" shall be substituted.

(2) In section 24 of the said Act,—

(i) in clause *sixthly*, the word "or" occurring at the end shall be omitted;

(ii) in clause *seventhly*, the word "or" shall be added at the end; and

(iii) after clause *seventhly*, the following clause shall be added, namely :—

"*eighthly*, any increase to the value of the land acquired by reason of its suitability or adaptability for any use other than the use to which the land was put at the date of the publication of the notification under section 4, sub-section (1)."

4. *Application of the Act to pending cases of acquisition.*—The provisions of section 3 shall apply also to every case in which proceedings have been started before the commencement of this Act for the acquisition of any land for the execution of any housing schemes, provided that no award has been made by the Collector under section 11 of the Land Acquisition Act, 1894 (Central Act 1 of 1894), before such commencement.

5. *Saving of other laws.*—Save as otherwise provided in this Act, the provisions of this Act shall be in addition to, and not in derogation of, any other law for the time being in force regulating any of the matters dealt with in this Act.

FINANCIAL MEMORANDUM.

The Bill seeks to amend the Land Acquisition Act in regard to the principles on which compensation is to be awarded for the lands acquired for housing schemes.

The expenditure on the acquisition of lands required for housing schemes depends upon the extent of lands required for the various housing schemes, for which, ordinarily provision is made in the State Budget under the respective head of account. It is, however, not possible to forecast at this stage with any precision the expenditure that will be incidental to the administration of the proposed legislation.